

IDAHO REAL ESTATE APPRAISER BOARD
Division of Occupational and Professional Licenses
P.O. Box 83720
Boise, ID 83720-0063

Conference Call Minutes of 2/8/2021

BOARD MEMBERS PRESENT: Eric J Brinton - Chair
Paul J Morgan
Jody Graham
Brent Lee Stanger
B Jane McClaran

DIVISION STAFF: Dawn Hall, Section Chief
Julie Eavenson, Licensing Group Manager
Lori Peel, Investigative Unit Manager
Nicholas Krema, General Counsel
Cesley Metcalfe, Team Lead

The meeting was called to order at 8:30 AM MST by Eric J Brinton.

INTRODUCTION

New Board member Jody Graham introduced herself to the Board.

[COMPLAINT MEMORANDUM](#)

Ms. Peel gave the investigative report, which is linked above.

FOR BOARD DETERMINATION

Mr. Stanger made a motion to approve the Division's recommendation and authorize closure in case numbers I-REA-2021-3, I-REA-2021-9, I-REA-2021-10, I-REA-2021-11, I-REA-2021-15, I-REA-2021-16 and I-REA-2021-21. It was seconded by Ms. McClaran. Ms. Graham was recused from voting on I-REA-2021-3. Mr. Brinton was recused from voting on I-REA-2021-9, I-REA-2021-10, I-REA-2021-11, I-REA-2021-15, I-REA-2021-16 and I-REA-2021-21. Motion carried.

DISCIPLINE

Ms. Peel presented a Settlement Order REA-2021-3. Mr. Morgan made a motion to approve the Settlement Order and allow the Board chair to sign on behalf of the Board. It was seconded by Mr. Stanger. Motion carried.

LAWS AND RULES

Ms. Hall updated the Board on the progress of its laws and rules in the legislature.

She informed the Board that the Governor was requesting Board's ensure their rules would remain in effect even if the legislature did not pass the omnibus bill. She read the motion for the Board:

Pursuant to Section 67-5226, Idaho Code, the Governor has found that temporary adoption of rule 24.18.01 is appropriate to protect the public health, safety, and welfare of the citizens of Idaho and confer a benefit on its citizens.

These rules implement the duly enacted laws of the state of Idaho, provide citizens with the detailed rules and standards for complying with those laws, and assist in the orderly execution and enforcement of those laws.

The expiration of these rules without due consideration and processes would undermine the public health, safety and welfare of the citizens of Idaho and deprive them of the benefit intended by these rules.

The Governor has also found that the fees being imposed are justified and necessary to avoid immediate danger to the Board's budget, to the state budget, to necessary state functions and services, and to avoid immediate danger of a potential violation of Idaho's constitutional requirement that it balance its budget.

Therefore, we are adopting this/these temporary fee rule(s) to be effective upon sine die of the 2021 session of the Idaho Legislature. The approval is conditional and will only become effective if the rules are not otherwise approved or rejected by the Legislature and/or not extended pursuant to the Idaho Administrative Procedure Act, including sections 67-5291 and 67-5292, Idaho Code."

The motion was made by Ms. McClaran. It was seconded by Mr. Morgan. Motion carried.

Ms. Hall also informed the Board that three bills had been introduced in the legislature regarding the consolidation of the regulatory Boards under the Division. None have yet received a hearing.

FINANCIAL REPORT

Ms. Hall gave the financial report, which indicated that the Board had a cash balance of \$962,000 as of December 31, 2020.

DIVISION BUSINESS

The Board reviewed the To Do List and no action was taken.

NEXT MEETING DATE

The next meeting date was set for April 19 at 8:30 a.m. MDT. Another meeting was scheduled for June 21 at 8:30 a.m. MDT.

BOARD BUSINESS

ASSOCIATION OF APPRAISER REGULATORY OFFICIALS

Mr. Stanger made a motion to approve paying the annual membership dues for Association of Appraiser Regulatory Officials (AARO). It was seconded by Mr. Morgan. Motion carried.

The Board discussed the spring virtual AARO conference. Ms. McClaran made a motion to authorize expenditure for any Board members and staff who want to attend the spring conference. It was seconded by Mr. Morgan. Motion carried.

CORRESPONDENCE

The Board reviewed correspondence from Adam Blanchard regarding appraisal reports and Spencer Shumway regarding real estate counseling. The Board directed the Division to respond to both individuals.

Mr. Stanger left the meeting at 9:16 a.m. MDT.

APPLICATIONS

Mr. Morgan made a motion approving applications 901179614 and 901177571 pending receipt of additional information and review by a Board member. It was seconded by Ms. McClaran. Motion carried.

CE COURSES

Ms. McClaran made a motion that the Sales Comparison Approach Seminar sponsored by the American Society of Farm Managers and Rural Appraisers be approved for Idaho. It was seconded by Mr. Morgan. Motion carried.

ADJOURNMENT

Mr. Morgan made a motion to adjourn the meeting at 9:29 a.m. MDT. It was seconded by Ms. McClaran. Motion carried.

Eric J Brinton, Chair

